THE HONOURABLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No :2243 of 2007

DATED:08-02-2007

Mahalakshmi Mini Theatre,
Rep., by its Managing Partner,
S.Raghuramaraju,
Ganapavaram,
West Godavari District & another.

.....
PETITIONERS

AND

The Joint Collector,
Eluru, West Godavari District.

.....RESPONDENT

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ORDER:

Heard the learned counsel for the petitioners as well as the learned Government Pleader for Home appearing for the respondent.

2. Petitioners seek a writ of mandamus declaring the action of the respondent in not taking action on the applications filed by them, dated 29-12-2006 and 21-08-2006, as illegal and arbitrary.

3. It is stated that the respondent while granting B-Form licence fixed the maximum rates of admission into theatres of the petitioners. As per Rule 11(B) (3)(a) of the A.P.Cinema Regulation Act the rates shall not be increased during the currency of the licnece without an order of licensing authority and therefore, the 1st petitioner filed application, dated 29-12-2006, and the 2nd petitioner filed application, dated 21-08-2006, before the respondent-Joint Collector, West Godavari District, seeking permission to enhance the rates of admission, and the said applications have not yet been considered and disposed of.

4. Having regard to the facts and circumstances of the case and without expressing any opinion on the merits of the case I am of the opinion that it is just and proper to direct the respondent to consider and dispose of the

applications of the petitioners.

5. Accordingly, the Writ Petition is disposed of directing the respondent to consider and dispose of the applications of the petitioners, dated 29-12-2006 and 21-08-2006, after giving reasonable opportunity to the petitioners in accordance with law, within four weeks from the date of receipt of a copy of this order. No order as to costs.

V.ESWARAIAH,J

08th February, 2007.
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